



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/545,288	04/07/2000	Stephane Ayala	032326-057	1602
21839	7590	02/09/2006	EXAMINER	
BUCHANAN INGERSOLL PC (INCLUDING BURNS, DOANE, SWECKER & MATHIS) POST OFFICE BOX 1404 ALEXANDRIA, VA 22313-1404			TRINH, MINH N	
			ART UNIT	PAPER NUMBER
			3729	

DATE MAILED: 02/09/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

1. The reply filed on or about 11/16/2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the reply do not correspond to the last Office Action dated 9/16/05 for the following reasons:


Applicants contend that the subject matters of as recited in 31-37 and newly added claims 38-39 are as same as the invention as originally claimed. The examiner disagrees because it is clearly that the subject matters of as recited in 31-37 and newly added claims 38-39 are not the same for reasons provided from the record (see paragraph 1 of the prior Action). It is also noted that the Office generally does not permit shift of elected subject matter (see section 819 of the MPEP). Also, Applicants are not entitled to examination of multiple independent inventions in one application. Moreover, examination of the independent inventions herein would present a serious burden to the Office in as much as the searches are not coextensive and the art is quite prolific. Therefore, Non-elected inventions, namely claims 5, 25-26, 28 and 30-39 are requested to be cancelled. Note: Claims 27 and 29 are no longer with drawn from consideration since they are directed to an allowable linking claim 20 (see 37 CFC 1.141). Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Art Unit: 3729

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Minh Trinh whose telephone number is (571) 272-4569.

The examiner can normally be reached on Monday -Thursday 8:00 am to 4:30 pm.

mt
2/3/06


MINH TRINH
PRIMARY EXAMINER



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/545,288	04/07/2000	Stephane Ayala	032326-057	1602

21839 7590 09/16/2005

BUCHANAN INGERSOLL PC
(INCLUDING BURNS, DOANE, SWECKER & MATHIS)
POST OFFICE BOX 1404
ALEXANDRIA, VA 22313-1404

EXAMINER

TRINH, MINH N

ART UNIT PAPER NUMBER

3729

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.